IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

DEXTER ELROY FLEMMING,

Petitioner,

v.

CIVIL ACTION FILE NO. 1:13-CV-1364-TWT

U. S. DEPARTMENT OF HOMELAND SECURITY IMMIGRATION AND CUSTOMS ENFORCEMENT,

Respondent.

ORDER

This is a pro se habeas corpus action. It is before the Court on the Report and Recommendation [Doc. 2] of the Magistrate Judge recommending dismissing the action without prejudice for lack of jurisdiction. The Court approves and adopts the Report and Recommendation as the judgment of the Court. This action is DISMISSED.

SO ORDERED, this 5 day of June, 2013.

/s/Thomas W. Thrash THOMAS W. THRASH, JR. United States District Judge